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September 16, 2010

**VIA ELECTRONIC FILING**

Hon. Nicholas G. Garaufis  
United States District Judge  
United States District Court for the  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: United States, et al. v. City of New York  
Civ. Action No. 07-cv-2067 (NGG) (RLM)

Dear Judge Garaufis:

In accordance with Your Honor's Individual Rule III C, Plaintiffs-Intervenors respectfully request leave to serve and file a reply memorandum of twenty (20) pages in length in further support of their Motion to Exclude Dr. Erath's Testimony and for Summary Judgment with Respect to Class-Wide Back Pay. Plaintiffs-Intervenors make this request because such page length is necessary to respond to the numerous arguments made by the Defendant and to provide the Court with appropriate legal authority and references to the record.

Thank you for Your Honor's consideration of this request.

Respectfully submitted,

*Richard A. Levy*  
Richard A. Levy by RAB

RAL:jw  
cc: All counsel (via ECF)

**APPLICATION GRANTED.**  
**So Ordered.**

s/Nicholas G. Garaufis  
**NICHOLAS G. GARAUFI**  
United States District Judge  
Dated: 9/16/10

56-001-00001: 113667.doc

\*Admitted in NY, MA and DC

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